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## UNITED STATES DISTRICT COURT THE NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION

UNITED STATES OF AMERICA, Plaintiff,  V. Bulmond Quandas—, Defendant.  ORDER OF DETENTION PENDING TRIAL  In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing was held on present, represented by his attorney with an offense described in 18 U.S.C. § 3142(f)(1) and the defendant has been convious of a prior offense described in 18 U.S.C. § 3142(f)(1) while on release pending trial for a federal, state or local offense, and a period of not more than five (5) years has elapsed since the date of conviction or the release of the person from imprisonment whichever is later.	2112.
/ The defendant is charged with an offense described in 18 U.S.C. § 3142(f)(1) and the defendant has been convi of a prior offense described in 18 U.S.C. § 3142(f)(1) while on release pending trial for a federal, state or local offense, and a period of not more than five (5) years has elapsed since the date of conviction or the release of the person from imprisonmen whichever is later.	cted
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This establishes a rebuttable presumption that no condition or combination of conditions will reasonably assure the	safety
of any other person and the community.	
/ / There is probable cause based upon (the indictment) (the facts found in Part IV below) to believe that the defendence	lant
has committed an offense	
A for which a maximum term of imprisonment of 10 years or more is prescribed in 21 U.S.C. §	
801 et seq., § 951 et seq., or § 955a et seq., OR	
B under 18 U.S.C. § 924(c): use of a firearm during the commission of a felony.	
This establishes a rebuttable presumption that no condition or combination of conditions will reasonably assure the	
appearance of the defendant as required and the safety of the community.  MAY 21	2000
737 No presumption applies.	2009
PART II. REBUTTAL OF PRESUMPTIONS, IF APPLICABLE	
/ / The defendant has not come forward with sufficient evidence to rebut the applicable presumption he	
therefore will be ordered detained.	
/ / The defendant has come forward with evidence to rebut the applicable presumption[s] to wit:	
Thus, the burden of proof shifts back to the United States.	•
PART III. PROOF (WHERE PRESUMPTIONS REBUTTED OR INAPPLICABLE)	
The United States has proved to a preponderance of the evidence that no condition or combination of conditions	will
reasonably assure the appearance of the defendant as required, AND/OR	
/ / The United States has proved by clear and convincing evidence that no condition or combination of conditions	vill
reasonably assure the safety of any other person and the community.	
PART IV. WRITTEN FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION	
The Court has taken into account the factors set out in 18 U.S.C. § 3142(g) and all of the information submitted	at
the hearing and finds as follows: The de lendant is charled with a Violation of 8USC 51	320.
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He is undocumented. He has a price federal felory for re-entry. He has a alcohol mobilem as evidenced by at least two prior convicte involving alcohol. His outstance abuse affects his ability to compute with cerest orders.	ns dy
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United States Magistrate Judge

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